

Notice of Allowability

Application No.

09/759,566

Examiner

Jamisue A. Plucinski

Applicant(s)

ALGAZI, ALLAN STUART

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed 3/8/07.
2. ☒ The allowed claim(s) is/are 1-12 and 42-53.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

REASONS FOR ALLOWANCE

1. Claim 1-12 and 42-53 are allowed.
2. The following is an examiner's statement of reasons for allowance: Rechtenwald et al. (6,439,345) discloses the use of a method for obtaining a package where a user is notified electronically that a package has arrived and is ready for pick up, however fails to disclose the use of a two-dimensional barcode that is encoded with a user's previously provided biometric information, fails to disclose collecting current biometric information and fails to disclose comparing a user's current biometric information with the encoded previously provided information. Danielson et al. (US 2003/0081860) discloses the use of a handheld unit where signature information is retrieved from a database and displayed for comparison purposes. However discloses the information is stored in a database and fails to disclose the use of a two-dimensional barcode which is encoded with the user's previously provided biometric information. Berson (6,902,005) discloses the use of an employee card which contains a two-dimensional barcode, which is encoded with a user's biometric information, which is retrieved from the card then compared to the current biometric information collected to verify the employee is the right person. However, Berson is being used in an employee identification system and fails to disclose being capable of any notification of a package has arrived at a pre-determined location. Gurton (Computer Weekly Article) discloses the use of two-dimensional barcodes being used in the shipping industry, however discloses them to be used on a shipping label and not encoded with users biometric information. Therefore a method which notifies a user that a package has arrived, generates a receipt with a two-dimensional barcode encoded with a users previously provided biometric information, so it can be decoded and

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compared to the users current biometric information, in order to provide the package to the user, is not anticipated not rendered obvious over the prior art of record.

3. In regards to the apparatus. Rechtenwald discloses the use of an item pick-up system with a notification unit, however fails to disclose the use of a scanner, collector or comparator for use with the comparison of biometric information. Berson discloses the use of a scanner, collector and comparator, however fails to disclose the use of a notification unit which is capable of notifying a user that a package has arrived at a predetermined location. Therefore, an apparatus, with a notification unit which notifies a user that a package has arrived, a scanner with is operable to scan a two-dimensional barcode which is encoded with a user's previously provided biometric information, a collector and a comparator which determined that a package can be provided to a user, is not anticipated nor rendered obvious over the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

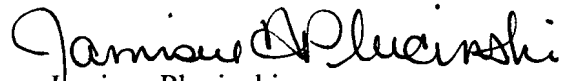
Terminal Disclaimer

4. The terminal disclaimer filed on 3/8/07 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of 10/033,042 has been reviewed and is accepted. The terminal disclaimer has been recorded.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jamisue A. Plucinski whose telephone number is (571) 272-6811. The examiner can normally be reached on M-Th (5:30 - 4:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (571) 272-6812. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Jamisue Plucinski
Patent Examiner
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